

IN THE DRAWINGS:

Submitted herewith are three (3) replacement sheets for the Figures 3, 4 and 5.

REMARKS

Applicant has amended the claims 10, 11 and 12, canceled the claims 1 through 9 and 13 through 20 without prejudice, amended the specification and amended the drawings. Applicant respectfully submits that these amendments to the claims, specification and drawings are supported by the application as originally filed and do not contain any new matter. Accordingly, the Office Action will be discussed in terms of the claims, specification and drawings as amended.

The Examiner has rejected to the drawings stating that the Figures 3, 4 and 5 lack legends in the boxes. Submitted herewith are three (3) replacement sheets for the Figures 3, 4 and 5 and Applicant respectfully requests that the Examiner withdraw his objection.

The Examiner has objected to the disclosure and pointed out an error at page 12. Applicant has amended the specification and respectfully requests that the Examiner withdraw his objection.

The Examiner has objected to the claims 3, 4, 13 and 14. Applicant has canceled the claims 3, 4, 13 and 14 without prejudice.

The Examiner has rejected the claims 7 through 20 under 35 USC 112, first paragraph as failing to describe the recording medium being a metal, a ceramic and electronic medium. Applicant directs the Examiner's attention to page 11, lines 21-23, page 24, lines 10-29 and page 25, lines 1-11. Applicant respectfully submits that these points particularly describe that the metal recording medium includes metallic cards and hard disks with a film, ceramic medium includes hard disks and DVD's and electronic medium includes mobile phones, terminals, IC cards, DRAM, EPROM, magnetic cards and printed paper cards with barcodes. Accordingly, Applicant respectfully submits that the claims 10, 11 and 12 comply with the requirements of 35 USC 112, first paragraph.

The Examiner has rejected the claims 7 through 20 under 35 USC 112, second paragraph as being indefinite because the specification does not explain what the recording medium is. In reply to this rejection, Applicant directs the Examiner's attention to Applicant's comments above concerning the rejection of the claims 7 through 20 under 35 USC 112, first paragraph and respectfully submits that the claims 10 through 12 comply with the requirements of 35 USC 112, second paragraph.

The Examiner has rejected the claims 1 through 20 under 35 USC 102 as being anticipated by Taguchi et al. stating that Taguchi et al. discloses an individual authentication method using a recording medium comprising the registration information forming step of registering both user information including at least one information unit known by a user to be registered and authentication and non-user information including at least one information unit unknown by the user in the recording medium in advance to form registration information, the registration information issuing step of issuing at least one of the registration information and access information to access a registered medium to the user, the registration information presenting step of causing a user candidate to present registration information directly or indirectly recorded on the recording medium by using a recording medium owned by the user candidate in user authentication, the user information selecting step of causing the user candidate to select the user information in the presented registration information, and the user authentication step of authenticating the user candidate as the user only when the user candidate selects the user information in the registration information. It is further the Examiner's opinion that Taguchi et al. discloses at least one of the user information is an information unit for an unwilling authentication signal used when user authentication is performed despite the intention of the user and column 4, lines 33-39 disclose long-term memory such as episode memory.

In reply to this rejection, Applicant respectfully submits that long-term memory is divided up into three parts, namely, procedural memory, episodic memory and semantic memory (see copy of WiseGeek transmitted herewith). Applicant respectfully submits that episode memory relates to individual experiences, semantic memory contains individual matters such as names and birthdays and procedural memory contains physical memory such as how to ride a bicycle or how to dance. Accordingly, Applicant respectfully submits that while Taguchi et al. discloses utilizing elements of a birthday, birthplace, acquaintances, etc., these are generally things contained in the long-term memory, but are specifically contained in the semantic memory and not in the episode memory. Accordingly, Applicant respectfully submits that Taguchi et al. does not disclose the episode memory. Still further and in support of the above, Applicant directs the Examiner's attention to the copies of the Mnemonic Guard presentation dated April 6, 2009, which is submitted herewith.

The Examiner suggests that column 9, lines 10-21 of Taguchi et al. disclose that at least one of the user information is an information unit for an unwilling authentication signal used when user authentication is performed despite the intention of the user. Applicant has carefully reviewed column 9, lines 10-21 of Taguchi et al. and respectfully submits that it merely discloses and teaches the use of the invention of Taguchi et al. as an activation key to verify the identity of the limited users for those who have limited access.

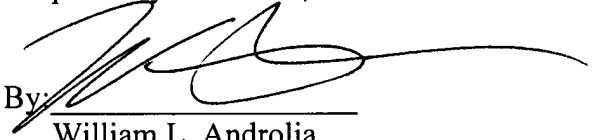
In view of the above, therefore, Applicant respectfully submits that Taguchi et al. does not disclose each and every element of Applicant's invention as claimed. Therefore, Applicant respectfully submits that the claims 10 through 12 are not anticipated by Taguchi et al.

Applicant further respectfully and retroactively requests a three (3) month extension of time to respond to the Office Action and respectfully requests that the extension fee in the amount of \$555.00 (Fee Code: 2253) be charged to QUINN EMANUEL DEPOSIT ACCOUNT NO. 50-4367.

In view of the above, therefore, it is respectfully requested that this Amendment be entered, favorably considered and the case passed to issue.

Please charge any additional costs incurred by or in order to implement this Amendment or required by any requests for extensions of time to QUINN EMANUEL DEPOSIT ACCOUNT NO. 50-4367.

Respectfully submitted,

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